

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

DWAYNE E. LOUCKS,	:	CIVIL ACTION NO. 1:04-CV-0366
	:	
Plaintiff	:	(Judge Conner)
	:	
v.	:	
	:	
	:	
JASON JAY, et al.,	:	
	:	
Defendants	:	

ORDER

AND NOW, this 31st day of March, 2006, upon consideration of plaintiff's fourth motion for motion for appointment of counsel (Doc. 111)¹, and it appearing from the complaint, amended complaint, motions and briefs filed by plaintiff, that plaintiff is capable of properly and forcefully prosecuting his claims with adequate investigation and discovery requests and appropriate citations to governing authority, and that resolution of plaintiff's claims neither implicates complex legal or factual issues or requires the testimony of expert witnesses, see Montgomery v. Pinchak, 294 F.3d 492, 499 (3d Cir. 2002)(citing Tabron v. Grace, 6 F.3d 147, 155-57 (3d Cir. 1993)), it is hereby ORDERED that the motion (Doc. 111) is DENIED. If

¹ Plaintiff's first motion was denied by order dated June 17, 2004, (Doc. 20), the second motion was denied on April 25, 2005, (Doc. 68), and the third motion was denied by order dated December 13, 2005, (Doc. 106).

further proceedings demonstrate the need for counsel, the matter will be reconsidered either *sua sponte* or upon motion of plaintiff.

/s/ Christopher C. Conner
CHRISTOPHER C. CONNER
United States District Judge